IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O.O.C.J.

ARBITRATION APPLICATION NO. 5 OF 2006

M/s. Good Food Company .. Applicant

Vs.

M/s. E-City Entertainment and Ors. .. Respondents

Mr. R.S. Tripathi for applicant.
Mr. Bipin Shukla i/by SRS Legal for respondents.

CORAM: B.H. MARLAPALLE, J.

Date : August 11, 2006.

P.C.:

1. Heard the learned counsel for the respective parties. The learned counsel appearing for the respondents has referred to the affidavit-in-reply filed and submitted that the respondent nos.2 and 3 are not the necessary parties and the Arbitration Application could be validly filed only against respondent no.1 which is a deemed public limited company. This objection need not be considered when admittedly the arbitration proceedings will be between the petitioner and respondent no.1-company.

2. The agreement clause referred to in this application provides for the sole arbitrator and by

consent of the parties Hon'ble Shri Justice S.D. Pandit (Retired) is hereby appointed as the sole arbitrator.

3. The parties to appear before the sole arbitrator so appointed within a period of four weeks from today to finalise the further terms of the arbitral proceedings.

4. The application is disposed off in terms of the above order and a copy of this order be forwarded to Shri Justice Pandit (Retired).

(B.H. Marlapalle,J.)